

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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SCOTT ALLEN DIETER,

Case No. 3:21-cv-00241-MMD-CSD

v.

Petitioner.

ORDER

PERRY RUSSEL, *et al.*,

Respondents.

12 This habeas matter comes before the Court on Petitioner Scott Allen Dieter's
13 motion for enlargement of time. (ECF No. 32 ("Motion").) In his Motion, Dieter explains
14 that he never received the Respondents' answer because it was mailed to the wrong
15 address. (*Id.*) As such, Dieter requests a copy of the answer and an extension of time to
16 file his reply brief. (*Id.*)

17 The Respondents' answer, which was filed on October 10, 2022, was sent to Dieter
18 at the Northern Nevada Correctional Center. (See ECF No. 30 at 13.) However, on
19 October 27, 2021, Dieter filed a notice of change of address, stating that he had moved
20 to the Stewart Conservation Camp. (ECF No. 12.) The Respondents filed a corrected
21 certificate of service on November 1, 2022, showing that their answer was resent to Dieter
22 at the Stewart Conservation Camp. (ECF No. 31.) Because the Respondents' answer
23 was just resent to Dieter, the Court finds good cause to extend his deadline for filing his
24 reply.

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1 It is therefore ordered that Petitioner's motion for enlargement of time (ECF No.
2 32) is granted. Petitioner will have up to and including December 16, 2022, to file his
3 reply.

DATED THIS 1st Day of November 2022.

MIRANDA M. DU
CHIEF UNITED STATES DISTRICT JUDGE